

## DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION\*

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

POCKET TOOL

and for which a patent application:

- ☐ is attached hereto and includes amendment(s) filed on ) if applicable)  
☐ was filed in the United States on October 30, 2003 as Application No. 10/699,112 with amendment(s) filed on (if applicable)  
☐ was filed as PCT international Application No. \_\_\_\_\_ on \_\_\_\_\_ and was amended under PCT Article 19 on (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above

I acknowledge the duty to disclose information known to me to be material to patentability as defined in title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED PRIOR TO THE FILING DATE OF THE APPLICATION				
APPLICATION NO.	COUNTRY	DATE OF FILING (date, month, year)	PRIORITY CLAIMED	
A1644/2002	Austria	2002-10-30	YES <input type="checkbox"/>	NO <input type="checkbox"/>
A1342/2003	Austria	2003-08-27	YES <input type="checkbox"/>	NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

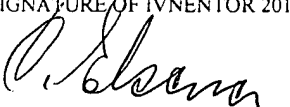
PROVISIONAL APPLICATION NUMBER	FILING DATE

\* for use only when the application is assigned to a company, partnership or other organization.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

NON-PROVISIONAL APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
10/699,112	October 30, 2003		X	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2 0 1	FULL NAME OF INVENTOR	LAST NAME ELSENER	FIRST NAME KARL	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY IBACH	STATE OR FOREIGN COUNTRY SWITZERLAND	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET Schmiedegasse 57	CITY Ibach	STATE OR COUNTRY Switzerland	ZIP CODE CH 6438
		SIGNATURE OF INVENTOR 201 			DATE 18th March 2004

2 0 2	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF INVENTOR 202			DATE

2 0 3	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF IVNENTOR 203		DATE	

2 0 4	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF IVNENTOR 204		DATE	

2 0 5	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF IVNENTOR 205		DATE	



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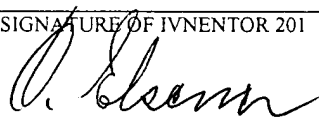
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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	RESIDENCE & CITIZENSHIP	CITY IBACH	STATE OR FOREIGN COUNTRY SWITZERLAND	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET Schmiedegasse 57	CITY Ibach	STATE OR COUNTRY Switzerland	ZIP CODE CH 6438
		SIGNATURE OF INVENTOR 201 		DATE 18th March 2004	

2 0 2	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF INVENTOR 202		DATE	

203	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF INVENTOR 203		DATE	

204	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF INVENTOR 204		DATE	

205	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
		SIGNATURE OF INVENTOR 205		DATE	

## ASSIGNMENT

WHEREAS, I, KARL ELSENER, ASSIGNOR, a citizen of Switzerland, residing at Schmeidgasse 57, Ibach, Switzerland, is the inventor of the invention for which we have executed an application for a Patent of the United States?

- ☐ which is executed on ☐ even date herewith or ☐
- ☐ which is identified by Fross, Zelnick, Lehrman & Zissu docket No. NVX 0403506
- ☐ which was filed on October 30, 2003, Application No. 10/699,112
- ☐ We hereby authorize and request our attorney, \_\_\_\_\_, of \_\_\_\_\_, to insert here in parentheses (Application Number, \_\_\_\_\_, filed \_\_\_\_\_) the filing date and application number of said application when known.

and WHEREAS, VICTORINOX AG, ASSIGNEE, is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:


NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I the said ASSIGNOR, have sold, assigned, transferred and set over, and by these presents to hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted to said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND I HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.


AND I HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of March, 2004.

  
\_\_\_\_\_  
KARL ELSENER

18th March 2004  
Date:

WITNESS:

  
\_\_\_\_\_  
Signature

Walter Mathis

\_\_\_\_\_  
Printed Name

18th March 2004  
Date



## ASSIGNMENT

WHEREAS, I, KARL ELSENER, ASSIGNOR, a citizen of Switzerland, residing at Schmeidgasse 57, Ibach, Switzerland, is the inventor of the invention for which we have executed an application for a Patent of the United States?

- ☐ which is executed on \_\_\_\_\_ ☐ even date herewith or ☐
- ☐ which is identified by Fross, Zelnick, Lehrman & Zissu docket No. NVX 0403506
- ☐ which was filed on October 30, 2003, Application No. 10/699,112
- ☐ We hereby authorize and request our attorney, \_\_\_\_\_, of \_\_\_\_\_, to insert here in parentheses (Application Number, \_\_\_\_\_, filed \_\_\_\_\_) the filing date and application number of said application when known.

and WHEREAS, VICTORINOX AG, ASSIGNEE, is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

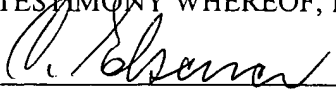
NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I the said ASSIGNOR, have sold, assigned, transferred and set over, and by these presents to hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted to said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

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AND I HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

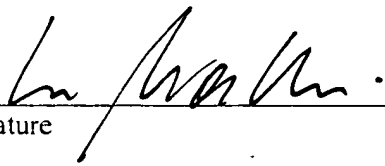
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IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of March, 2004.

  
\_\_\_\_\_  
KARL ELSENER

18th March 2004  
Date:

WITNESS:

  
\_\_\_\_\_  
Signature  
Walter Mathis

\_\_\_\_\_  
Printed Name

18th March 2004

\_\_\_\_\_  
Date